

December 21 2009

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Form 1

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. _____

(To be assigned by the Clerk of the Supreme Court)

FILED

DEC 21 2009

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Self-Representation
 Attorney for William Nigro
 Address P.O. Box 2384, Billings, MT 59103
 Phone None - Stolen Again
 Fax None
 E-mail None
William Nigro
 Appellant,

NOTICE OF APPEAL

v.
City of Billings
 Appellee.

NOTICE is given that William Nigro the Appellant above-named and who is the Petitioner (plaintiff/petitioner/or other designation) in that cause of action filed in the 13th Judicial District, in and for the County of Yellowstone, as Cause No. DC-08-110 hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 18 day of December, 2009

THE APPELLANT FURTHER CERTIFIES:

1. That this appeal ___ is/is not ___ subject to the mediation process required by M. R. App. P. 7. If subject to mediation, the money judgment being sought ___ is/is not ___ less than \$5,000.
2. That this appeal ___ is/is not ___ an appeal from an order certified as final under M. R. Civ. P. 54(b). If this is such an appeal, a true copy of the District Court's certification order is attached hereto as Exhibit "A."
3. That the notice required by M. R. App. P. 27 has been or will be given, within 11 days of the date hereof, to the Supreme Court and to the Montana Attorney General with respect to a challenge to the constitutionality of any act of the Montana Legislature.
4. That all available transcripts of the proceedings in this cause ___ have been have ~~not been~~ ☒ ordered from the court reporter contemporaneously with the filing of this notice of appeal. If all available transcripts have not been ordered, that Appellant has complied with the provisions of M. R. App. P. 8(3) contemporaneously with the filing of this notice of appeal.
5. That included herewith is the filing fee prescribed by statute, or the affidavit to proceed without payment of the required filing fee prescribed in the Appendix of Forms as Form 3.

Dated this 18th day of December, 2009

William Nigro
 Attorney for Self-Representation
 CERTIFICATE OF SERVICE

I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme Court; and that I have served true and accurate

copies of the foregoing NOTICE OF APPEAL upon the Clerk of the District Court, each attorney of record, and each party not represented by an attorney in the above-referenced District Court action, as follows:

(list name and address of the Clerk of the District Court and each attorney or party served).

Dated this 8 day of December, 2007.

William Mingo
Name

P.O. Box 2384, Billings, MT-59103
Address

Self Representation
Title

1. Curtis L. Beuolden, Deputy City Attorney
2. Carol Muessig, Clerk of District Court, 13th District